

Message Text

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ACTION SCI-06

INFO OCT-01 EUR-25 ISO-00 SSO-00 NSCE-00 USIE-00 INRE-00

PRS-01 PA-04 SAJ-01 CEQ-02 CIAE-00 COA-02 COME-00

DODE-00 EB-11 EPA-04 INR-10 IO-14 L-03 NSF-04 NSC-07

NSAE-00 PM-07 RSC-01 SS-20 SP-03 FEA-02 INT-08 AGR-20

HEW-08 AEC-11 AECE-00 HUD-02 DRC-01 /178 W

----- 120423

O R 191513Z APR 74

FM AMEMBASSY BONN

TO SECSTATE WASHDC IMMEDIATE 1877

INFO USMISSION EC BRUSSELS

LIMITED OFFICIAL USE SECTION 01 OF 02 BONN 06248

E. O. 11652: N/A

TAGS: SENV, GW

SUBJECT: PROSPECTIVE US-FRG ENVIRONMENTAL AGREEMENT

REF: (A) STATE 072517 (B) BONN 05828 (C) STATE 071646

(D) BONN 05610 (E) BLACKISTON-SIEGEL TELCON 4/16/74

1. SUMMARY

FRG INTERMINISTERIAL REVIEW MEETING FINISHED REVIEW OF
SUBJECT AGREEMENT AND DECIDED ON FRG POSITION ON WORDING.
FORMAL INVITATION TO MR. RUSSELL TRAIN TO SIGN AGREEMENT
RECONFIRMED. END SUMMARY.

2. INTER-MINISTERIAL REVIEW MEETING HELD APRIL 18 TO
DISCUSS US DRAFT TEXT OF US-FRG ENVIRONMENTAL AGREEMENT
AND DECIDE ON FRG POSITION ON TEXT.

3. THE MINISTRY OFFICIALS PARTICIPATING IN THE MEETING
EXPRESSED THEIR APPRECIATION FOR EFFORTS BY THE UNITED
STATES TO INCORPORATE IN THE LATEST DRAFT TEXT THE
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VIEWS OF THE FRG. THE INTER-MINISTERIAL MEETING,

HOWEVER, REQUESTED FURTHER CHANGES IN THE WORDING OF THE FINAL FORM OF THE AGREEMENT, AS FOLLOWS:

A. SECOND PARAGRAPH OF PREAMBLE: FRG REQUESTS FOLLOWING WORDING FOR REASONS REPORTED PARA 2.B REFTEL (D):

"RECOGNIZING THE IMPORTANCE OF HARMONIOUS ENVIRONMENTAL POLICIES AND PRACTICES, PARTICULARLY AMONG INDUSTRIALIZED STATES AND GROUPS OF STATES, AS WELL AS THE EUROPEAN COMMUNITIES;"

B. ARTICLE II.A.1 - FRG DESIRES THAT THIS PROVISION REFLECT THE PREVENTION OF WATER POLLUTION AS WELL AS THE ELIMINATION OF EXISTING POLLUTION. THE FRG SUGGESTS TWO ALTERNATIVE REVISIONS OF THE SUBPARAGRAPH, BOTH OF WHICH ARE ACCEPTABLE, BUT WITH THE FIRST BEING PREFERRED:

"SELECTED PROBLEMS OF WATER RESOURCES MANAGEMENT, INDUSTRIAL, MUNICIPAL, AND AGRICULTURAL POLLUTION, DEVELOPMENT OF WATER STANDARDS, AND SLUDGE DISPOSAL, MATHEMATICAL MODELLING IN VIEW OF FUTURE POLLUTION PREVENTION, AND RECLAMATION OF GROUND WATER;"

OR

"WATER POLLUTION, INCLUDING SUCH ASPECTS AS WASTE WATER TREATMENT FOR INDUSTRIAL, MUNICIPAL, AND AGRICULTURAL POLLUTION, DEVELOPMENT OF WATER STANDARDS, SLUDGE DISPOSAL, AND OTHER SELECTED WATER RESOURCE MANAGEMENT PROBLEMS, SUCH AS MATHEMATICAL MODELLING IN VIEW OF FUTURE POLLUTION PREVENTION; AND RECLAMATION OF GROUND WATER."

NOTE: IN BOTH REVISIONS "DRINKING" HAS BEEN DELETED FROM THE ORIGINAL PHRASE "DEVELOPMENT OF DRINKING WATER STANDARDS.")

C. ARTICLE II.A.7: FRG'S OBJECTION TO WORDING OF THIS SUBPARAGRAPH IS THAT THE TERMINOLOGY IS IMPRECISE IN A SCIENTIFIC SENSE, INASMUCH AS ENERGY IS IN ESSENCE NEVER "PRODUCED" OR "CONSUMED" BUT ONLY "CONVERTED." IN ORDER TO INCREASE CLARITY, THE FRG PROPOSES ARTICLE II.A.7 BE CHANGED TO READ "ENVIRONMENTAL ASPECTS OF ENERGY MANAGEMENT." HOWEVER, FRG DOES NOT INSIST ON INCLUSION OF THIS CHANGE.

D. ARTICLE II.D : FRG PROPOSES SEPARATING THIS SUBPARAGRAPH INTO TWO SUBPARAGRAPHS FOR THE SAKE OF GREATER CLARITY TO READ AS FOLLOWS:
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(D) EXCHANGES OF EXPERIENCE ON DESIGNS
OF ENVIRONMENTAL INFORMATION SYSTEMS;
(E) JOINT DEVELOPMENT OF ENVIRONMENTAL
INFORMATION SYSTEMS;

E. ARTICLE II E: FOR SUBSTANTIVE REASONS REPORTED IN PARA 2 F OF REFTEL (D) AND IN LIGHT OF LETTERING CHANGES BECAUSE OF REVISION OF ARTICLE II.D ABOVE, FRG REQUESTS ARTICLE II E READ:

(F) TRAINING IN ENVIRONMENTAL PROTECTION;
F. ARTICLE II F THROUGH H: CHANGES ABOVE NECESSITATE
RELETTERING TO G THROUGH I RESPECTIVELY.
G. ARTICLE VI: FRG REQUESTED THAT SECOND SENTENCE BE
DELETED ENTIRELY.
H. ARTICLE X: THE INTER-MINISTERIAL MEETING EXPRESSED
RESERVATIONS ON CLAUSE "THIS AGREEMENT SHALL ENTER INTO
FORCE UPON SIGNATURE..." FRG DOES NOT AT THIS MOMENT

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PRS-01 PA-04 SAJ-01 CEQ-02 CIAE-00 COA-02 COME-00

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INSIST ON CHANGE OR EVEN HAVE A PROPOSAL FOR
ALTERNATIVE WORDING. HOWEVER, FRG WANTS TO KEEP OPEN
OPTION OF HAVING WORDING REFLECT THE CONCEPT THAT ENTRY
INTO FORCE WOULD BE SUBJECT TO RECIPROCAL NOTIFICATION
FOLLOWING SIGNATURE. FONOFF OFFICIAL STATED THIS
RESERVATION REFLECTS THE FACT THAT FRG MAY FIND IT
NECESSARY, AS A MATTER OF PROCEDURE, TO CONSULT WITH
LAENDER GOVERNMENTS BEFORE ALLOWING THE AGREEMENT TO

TAKE EFFECT. PROVIDING FOR ENTRY INTO FORCE NOT MERELY UPON SIGNATURE BUT AFTER RECIPROCAL NOTIFICATION WOULD PROVIDE THE MECHANISM TO MAKE THIS POSSIBLE. THIS NEED FOR CONSULTATION WITH THE LAENDER IS STILL UNDER EXAMINATION.

4. FONOFF OFFICIAL ALSO RECONFIRMED THAT FRG INTERIOR MINISTER GENSCHER IS FORMALLY INVITING RUSSELL TRAIN TO VISIT FRG AS THE GUEST OF FEDERAL REPUBLIC ON MAY 9 AND 10 FOR SIGNING OF ENVIRONMENTAL AGREEMENT. FONOFF LIMITED OFFICIAL USE

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OFFICIAL INDICATED THAT HE HAD RECEIVED WORD FROM WASHINGTON THAT EPA IS UNSURE WHETHER INVITATION HAD BEEN EXTENDED. FONOFF OFFICIAL EXPLAINED NO FORMAL LETTER OF INVITATION SENT AND BECAUSE OF TIME PRESSURE, TRANSMITTAL OF INVITATION BY TELEGRAPHIC CHANNEL BEST ALTERNATIVE.

5. FONOFF OFFICIAL STATED THAT AS THE GUEST OF FRG, PLANNED PROGRAM DURING MR. TRAIN'S VISIT WOULD REFLECT MR. TRAIN'S DESIRES. THUS, IF EPA SEEKS NO TECHNICAL DISCUSSIONS, FRG WILL NOT SUGGEST ANY.
HILLENBRAND

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Message Attributes

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Control Number: n/a
Copy: SINGLE
Draft Date: 19 APR 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: golinofr
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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30 JUN 2005

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Review Transfer Date:
Review Withdrawn Fields: n/a
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TAGS: SENV, GE, US
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005